

MODE = MEMORY TRANSMISSION

START=JUL-01 16:43

END=JUL-01 16:43

FILE NO. = 140

STN NO.	COM	ABBR NO.	STATION NAME/TEL. NO.	PAGES	DURATION
001	OK	8	9466868	001/001	00:00'29"

-NYSDEC DEE EFU

\*\*\*\*\* -914 332 5116 - \*\*\*\*\* - 914 332 5116- \*\*\*\*\*

**New York State Department of Environmental Conservation  
Division of Environmental Enforcement**

**Eastern Field Unit**

200 White Plains Road, 5<sup>th</sup> Floor, Tarrytown, New York 10591-5805

Phone: (914) 332-1835 ext. 315 • FAX: (914) 332-5116 (not for service of process)

Website: [www.dec.state.ny.us](http://www.dec.state.ny.us)



Erin M. Crotty  
Commissioner

July 1, 2003

Via Fax and U.S. Mail

Nicholas Ward-Willis, Esq.  
Keane & Beane, P.C.  
1 North Broadway  
White Plains, New York 10601

Rc: Magna Metals  
Site # 3-60-003

Dear Mr. Ward-Willis:

The purpose of this letter is to confirm our agreement to the following. The Department will hold the assessment penalties which accrued on June 30, 2003 (as noticed in the Department's letter of June 16, 2003) in abeyance until the close of business on Friday, July 25, 2003. If at that time your client, ISC Properties, Inc., has not commenced the actual fieldwork, the stipulated penalties specified in Order on Consent Index # W3-0010-81-01 will be assessed. Because it was your client's delay which caused the scheduling conflict with Ms. Dewes vacation and further delay of the start of fieldwork, no further notice of violation will be required and no further time to correct the violation will be allowed. For the purpose of calculating the penalty amount, the first day of the violation will be Saturday, July 26, 2003.

Please acknowledge by countersigning and returning a copy of this letter by fax and U.S. Mail.

Sincerely,

Rosalie K. Rusinko  
Senior Attorney

Nicholas M. Ward-Willis

Date

cc: R. Cozzy  
S. Dewes  
A. Quartararo  
E. Wactlar via fax  
M. Sielski via internet

MODE = MEMORY TRANSMISSION

START=JUL-03 16:04

END=JUL-03 16:26

FILE NO. = 156

STN NO.	COM	ABBR NO.	STATION NAME/TEL.NO.	PAGES	DURATION
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-NYSDEC DEE EFU

\*\*\*\*\* -914 332 5116 - \*\*\*\*\* - 914 332 5116- \*\*\*\*\*

**New York State Department of Environmental Conservation**  
**Division of Environmental Enforcement**  
**Eastern Field Unit**  
**200 White Plains Road, 5th Floor**  
**Tarrytown, New York 10591-5805**  
**Telephone: (914) 332-1835**  
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Erin M. Crotty  
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## FAX TRANSMITTAL COVER SHEET

DATE: 7/3/2003 NUMBER OF PAGES (INCLUDING THIS COVER) 2

FOR IMMEDIATE DELIVERY TO:

NAME: Mr. Edward Wactlar

DEPARTMENT/OFFICE:

TELEPHONE #: \_\_\_\_\_ FAX #: (516) 822-4824

☐ Original will follow via mail    ☒ Original will not follow  
☐ Other

FROM: Rosalie K. Rusinko, Eng.

MESSAGE: \_\_\_\_\_